IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

Appl. No.: 10/599,630 Confirmation No. 2046

Filed: October 4, 2006 Customer No. 24737

Inventor: Mark J.W. MERTENS

TC/AU: 2614

Examiner: KURR, Jason Richard

Docket No.:NL040391

Title: AUDIO LEVEL CONTROL

Commissioner for Patents Alexandria, VA 22313-1450

NOTICE OF APPEAL

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated May 22, 2009, of the Examiner finally rejecting claims 16, 30-40 and 43-53.

- [X] Please charge the fee of \$540.00 to Deposit Account No. 14-1270.
- [] No additional fee is required, because the fee was paid in a prior appeal.

Respectfully submitted,

By /kevin c. ecker/ Kevin C. Ecker, Reg. 43,600 Attorney (914) 333-9618